

Form 213

**IN THE UNITED STATES BANKRUPTCY COURT
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

In re:

Martin J Viale
Donna M. Viale
Debtor(s)

Bankruptcy Case No.: 19-23752-GLT
Related to Docket No. 94
Chapter: 13
Docket No.: 95 – 94
Concil. Conf.: April 15, 2021 at 09:00 AM

ORDER

WHEREAS, the Trustee filed and served a *Certificate of Default Requesting Dismissal of Case*, alleging that the Debtor(s) failed to make regular plan payments and are in material default under the plan,

IT IS HEREBY ORDERED that, on or before **March 1, 2021**, Debtor(s) must file *Documentary Proof of Payment* according to the accompanying *Instructions*, together with either:

1. a *Notarized Affidavit or Declaration* under penalty of perjury that states Debtor(s)' current mailing address and includes an explanation of Debtor(s)' failure to comply with the current plan payment and/or a statement setting forth why the Debtor(s) dispute the *Certificate of Default*;

OR

2. a *Notice of Proposed Modification to Confirmed Plan* and an *Amended Plan* to cure the plan defaults. Debtor(s) must make all plan payments in accordance with the *Amended Plan* pending its confirmation. If the Debtor(s) default on such plan payments, and if the Trustee moves for dismissal of this case, the case will be **DISMISSED**, without further notice or hearing.

IT IS FURTHER ORDERED that, if the Debtor(s) elect to file an *Amended Plan*, the Debtor(s) must immediately serve a copy of the *Notice of Proposed Modification to Confirmed Plan*, the *Amended Plan*, and the *Documentary Proof of Payment* on the Chapter 13 Trustee and all parties on the mailing matrix and file a *Certificate of Service* with the Clerk.

On or before **March 16, 2021**, if the Debtor(s) elect to file an *Amended Plan*, all *Objections* must be filed and served on the Debtor(s), Chapter 13 Trustee and any creditor whose claim is the subject of the *Objection*. Any creditor who files a timely *Objection* must appear at the scheduled Conciliation Conference. Untimely *Objections* will not be considered.

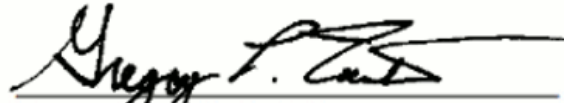
On **April 15, 2021 at 09:00 AM** a Conciliation Conference (on plan defaults or the *Amended Plan*) will occur with the Chapter 13 Trustee at remotely by the Trustee via Zoom, how to participate: goto www.ch13pitt.com, meetings@chapter13trusteedpa.com.

If the Parties cannot resolve all disputes at the conciliation conference, a hearing will be scheduled and orally announced at the conclusion of the conference without any further written notice to any party. Parties are directed to monitor the Court's docket and read the Chapter 13 Trustee's minutes of the conciliation conference to the extent such parties desire more information regarding the outcome of the conciliation conference.

This case will be **DISMISSED WITHOUT PREJUDICE** and no hearing or conference shall take place, unless the Debtor(s) comply fully with this *Order* by filing and serving all of the required items.

Dated: January 15, 2021

cm: All Creditors and Parties In Interest



Gregory L. Taddonio, Judge
United States Bankruptcy Court

INSTRUCTIONS FOR DOCUMENTARY PROOF OF PAYMENT

In response to the Trustee's *Certificate of Default Requesting Dismissal of Case*, Debtor(s) must file *Documentary Proof of Payment* that at least one full plan payment has been submitted to the Trustee since the Trustee filed and served the *Certificate of Default*.

The *Documentary Proof of Payment* must include a copy of a money order, cashier's check, earnings statement(s) or pay stub(s) showing payroll or benefit deduction(s) used to make the plan payment.

The *Documentary Proof of Payment* must also include a copy of the Trustee's printout of the Debtor(s)' payment history of receipts (available on the Trustee's website) indicating the amounts and dates of payments received by the Trustee.

Debtor(s)' case name and bankruptcy case number must be included on the payment.

The plan payment must be sent to the Chapter 13 Trustee's lock box bank account addressed to:

Ronda J. Winnecour, Trustee
P.O. Box 84051
Chicago, IL 60689-4002

In re:
Martin J Viale
Donna M. Viale
Debtors

Case No. 19-23752-GLT
Chapter 13

CERTIFICATE OF NOTICE

District/off: 0315-2

User: jhel

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Form ID: 213

Total Noticed: 73

The following symbols are used throughout this certificate:

Symbol	Definition
+	Addresses marked '+' were corrected by inserting the ZIP, adding the last four digits to complete the zip +4, or replacing an incorrect ZIP. USPS regulations require that automation-compatible mail display the correct ZIP.
++	Addresses marked '++' were redirected to the recipient's preferred mailing address pursuant to 11 U.S.C. 342(f)/Fed.R.Bank.P.2002(g)(4).
#	Addresses marked '#' were identified by the USPS National Change of Address system as requiring an update. While the notice was still deliverable, the notice recipient was advised to update its address with the court immediately.

Notice by first class mail was sent to the following persons/entities by the Bankruptcy Noticing Center on Jan 17, 2021:

Recip ID	Recipient Name and Address
db/jdb	+ Martin J Viale, Donna M. Viale, 30 Ashley Road, Gibsonia, PA 15044-7836
cr	+ Bayview Loan Servicing, LLC, ALDRIDGE PITE, LLP, 4375 Jutland Drive, Suite 200, P.O. Box 17933, San Diego, CA 92177-7921
cr	+ Citibank, N.A., as Trustee for CMLTI Asset Trust, PADGETT LAW GROUP, c/o Christopher Giacinto, Esq., 6267 Old Water Oak Road, Suite 203, Tallahassee, FL 32312-3858
cr	+ County of Allegheny, GRB Law, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219 UNITED STATES 15219-6101
cr	+ Dep't of Revenue Office of Attorney General, Anthony T. Kovalchick, 1251 Waterfront Place, Mezzanine Level, Pittsburgh, PA 15222-4227
cr	+ Fay Servicing, LLC as servicer for Citibank, N.A., Friedman Vartolo, LLP, 85 Broad Street, Suite 501, New York, NY 10004-1734
cr	+ Lehman XS Trust Mortgage Pass-Through Certificates, RAS Crane, LLC, 10700 Abbotts Bridge Road, Suite 170, Duluth, GA 30097-8461
cr	+ Peoples Gas Company LLC, f/k/a Peoples TWP LLC, c/o S. James Wallace, P.C., 845 N. Lincoln Ave., Pittsburgh, PA 15233-1828
cr	+ Township of West Deer, GRB Law, 437 Grant Street, 14th Floor, Frick Building, Pittsburgh, PA 15219 UNITED STATES 15219-6101
cr	+ U.S. Bank National Association, RAS Crane, LLC, 10700 Abbott's Bridge Road, Suite 170, Duluth, GA 30097-8461
15128756	+ Advantage Asset, 3722 Southwest Freeway, Houston, TX 77027
15128757	American Express, PO Box 1270, Newark, NJ 07101-1270
15156809	American Express National Bank, c/o Becket and Lee LLP, PO Box 3001, Malvern PA 19355-0701
15128759	++ BANK OF AMERICA, PO BOX 982238, EL PASO TX 79998-2238 address filed with court:, Bank of America, PO Box 15019, Wilmington, DE 19886
15128760	+ Bank of America Home Loans, PO Box 15222, Wilmington, DE 19886-5222
15128762	Bernstein Law Firm, ATTN: Shawn P. McClure, Gulf Tower, Suite 2200, Pittsburgh, PA 15219
15128774	++ CITIBANK, PO BOX 790034, ST LOUIS MO 63179-0034 address filed with court:, Home Depot Credit Services, Processing Center, Des Moines, IA 50364-0500
15166609	Citibank, N.A., as trustee for CMLTI Asset Trust, c/o Fay Servicing LLC, PO Box 814609, Dallas TX 75381-4609
15128764	+ Citibank/Staples, 701 East 60th Street North, Sioux Falls, SD 57104-0493
15301396	+ Community Loan Servicing, LLC, 4425 Ponce De Leon Blvd., 5th Floor, Coral Gable, FL 33146-1873
15177126	+ County of Allegheny, GRB Law, c/o Jeffrey R. Hunt, Esq., 437 Grant Street, 14th Floor, Frick Building Pittsburgh PA 15219-6101
15128783	++ DSNB MACY S, CITIBANK, 1000 TECHNOLOGY DRIVE MS 777, O FALLON MO 63368-2222 address filed with court:, Macy's, PO Box 8118, Mason, OH 45040
15128765	David W. Raphael, Esquire, Grenen & Birsic, PC, One Gateway Center, 9th Floor, Pittsburgh, PA 15222
15128766	+ Deer Lakes SD and Township, c/o Jordan Tax Service, 102 Rahway Road, Canonsburg, PA 15317-3349
15128768	+ Duquesne Light Company, Payment Processing Center, PO Box 67, Pittsburgh, PA 15267-0067
15128770	+ Fifth Third Bank, PO Box 740789, Cincinnati, OH 45274-0789
15163815	+ Fifth Third Bank, PO Box 9013, Addison, Texas 75001-9013
15128776	+ Investment Property Services, Inc., 30 Ashley Road, Gibsonia, PA 15044-7836
15128778	+ John K. Weinstein, Allegheny County Treasurer, PO Box 643385, Pittsburgh, PA 15264-3385
15128780	+ Kwiatkowski Plumbing, PO Box 10942, Pittsburgh, PA 15236-0942
15128782	+ M. Viale Contracting, Inc., 30 Ashley Road, Gibsonia, PA 15044-7836
15128784	#+ Mark Heidenreich, CPA, 6125 Penn Drive, Butler, PA 16002-0403
15137864	#+ Mark W. Heidenreich, CPA, c/o Mark W. Heidenreich & Co. LLC, 6125 Penn Drive, Butler, PA 16002-0403
15128786	+ McClure Johnston Company, 201 Corey Avenue, Braddock, PA 15104-1397
15128787	+ Miller, Limbaugh & Conley, 4767 William Flynn Highway, Allison Park, PA 15101-2456
15128788	+ Mr. Cooper, 8950 Cypress Waters Blvd, Coppell, TX 75019-4620
15128790	+ PA Department of Revenue, Bureau of Compliance - Lien Section, PO Box 280948, Harrisburg, PA 17128-0948
15128792	Phelan Hallinan, LLP, 1617 JFK Blvd., Suite 1400, One Penn Center Plaza, Philadelphia, PA 19103
15148941	+ The Huntington National Bank, c/o Christopher J. Niekamp, 23 S. Main St. Third Floor, Akron, OH 44308-1818

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15177127 + Township of West Deer, GRB Law, c/o Jeffrey R. Hunt, Esq., 437 Grant Street, 14th Floor, Frick Building Pittsburgh PA 15219-6101
15128799 + Township of West Deer, c/o Jordan Tax Service, 102 Rahway Road, McMurray, PA 15317-3349
15128800 + U.S. Attorneys Office, Western District of PA, 4000 U.S. Post Office & Courthouse, 700 Grant Street, Pittsburgh, PA 15219-1906
15128801 + U.S. Bank N.A., c/o Nationstar Mortgage LLC dba Mr Coope, PO Box 619096, Dallas, TX 75261-9096
15147262 + U.S. Bank National Association, ATTN: Bankruptcy Dept, PO Box 619096, Dallas TX 75261-9096
15128802 UPMC Health Services, PO Box 1123, Minneapolis, MN 55440-1123
15128769 + eCast Settlement Corporation, PO Box 29262, New York, NY 10087-9262

TOTAL: 46

Notice by electronic transmission was sent to the following persons/entities by the Bankruptcy Noticing Center.

Electronic transmission includes sending notices via email (Email/text and Email/PDF), and electronic data interchange (EDI). Electronic transmission is in Eastern Standard Time.

Recip ID	Notice Type: Email Address	Date/Time	Recipient Name and Address
cr	+ Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Jan 16 2021 03:15:24	PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15128758	+ Email/Text: bncmail@w-legal.com	Jan 16 2021 02:51:00	Azurea I, LLC, c/o Weinstein, Pinson & Riley, PS, 2001 Western Avenue, Suite 400, Seattle, WA 98121-3132
15128761	+ Email/Text: bkmailbayview@bayviewloanservicing.com	Jan 16 2021 02:51:00	Bayview Loan Servicing, 4425 Ponce de Leon Blvd, 5th Floor, Miami, FL 33146-1873
15167170	+ Email/Text: bkmailbayview@bayviewloanservicing.com	Jan 16 2021 02:51:00	Bayview Loan Servicing, LLC, 4425 Ponce De Leon Blvd., 5th Floor, Coral Gables, FL 33146-1873
15128763	Email/PDF: AIS.cocard.ebn@americaninfosource.com	Jan 16 2021 03:15:23	Capital One, PO Box 71083, Charlotte, NC 28272-1083
15151806	Email/PDF: AIS.cocard.ebn@americaninfosource.com	Jan 16 2021 03:13:53	Capital One Bank (USA), N.A., by American InfoSource as agent, PO Box 71083, Charlotte, NC 28272-1083
15165606	+ Email/Text: kbarkley@bernsteinlaw.com	Jan 16 2021 02:51:00	Duquesne Light Company, c/o Bernstein-Barkley, P.C., 707 Grant St., Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945
15128771	Email/Text: bankruptcynotice@fcbanking.com	Jan 16 2021 02:50:00	First Commonwealth Bank, PO Box 400, Indiana, PA 15701
15128772	+ Email/Text: fnb.bk@fnfg.com	Jan 16 2021 02:51:00	First Niagra Bank, PO Box 514, Lockport, NY 14095-0514
15128773	+ Email/PDF: gecsed@recoverycorp.com	Jan 16 2021 03:12:21	GE Capital Retail Bank, PO Box 985033, Orlando, FL 32896-0001
15128775	+ Email/Text: bankruptcy@huntington.com	Jan 16 2021 02:51:00	Huntington National Bank, 2361 Morse Road, Columbus, OH 43229-5856
15128777	Email/Text: sbse.cio.bnc@mail@irs.gov	Jan 16 2021 02:50:00	IRS, PO Box 7346, Philadelphia, PA 19101-7346
15128779	+ Email/Text: key_bankruptcy_ebnc@keybank.com	Jan 16 2021 02:51:00	KeyBank, N.A., 4910 Tiedeman Road, Brooklyn, OH 44144-2338
15128781	+ Email/PDF: gecsed@recoverycorp.com	Jan 16 2021 03:12:20	Lowe's, PO Box 530914, Atlanta, GA 30353-0914
15128785	+ Email/Text: bknotices@mbandw.com	Jan 16 2021 02:51:00	McCarthy Burgess & Wolff, 26000 Cannon Road, Bedford, OH 44146-1807
15152153	Email/PDF: pa_dc_claims@navient.com	Jan 16 2021 03:15:24	NAVIENT PC TRUST, C/O Navient Solutions, LLC., PO BOX 9640, Wilkes-Barre, PA 18773-9640
15128789	Email/PDF: pa_dc_claims@navient.com	Jan 16 2021 03:12:23	Navient, PO Box 9640, Wilkes Barre, PA 18773-9640
15128791	+ Email/Text: RVSVCBICNOTICE1@state.pa.us	Jan 16 2021 02:51:00	PA Department of Revenue, Bankruptcy Division, PO Box 280946, Harrisburg, PA 17128-0946
15128794	Email/Text: Bankruptcy.Notices@pnc.com	Jan 16 2021 02:50:00	PNC Bank, 2730 Liberty Avenue, Pittsburgh, PA 15222

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15128793	Email/Text: Bankruptcy.Notices@pnc.com	Jan 16 2021 02:50:00	PNC Bank, PO Box 856177, Louisville, KY 40285
15128795	Email/PDF: PRA_BK2_CASE_UPDATE@portfoliorecovery.com	Jan 16 2021 03:15:24	Portfolio Recovery Associates, POB 12914, Norfolk, VA 23541
15147174	Email/Text: RVSVCBICNOTICE1@state.pa.us	Jan 16 2021 02:51:00	Pennsylvania Department of Revenue, Bankruptcy Division PO Box 280946, Harrisburg, Pa. 17128-0946
15128798	+ Email/Text: bkteam@selenefinance.com	Jan 16 2021 02:50:00	SRMOF II 2011-1 Trust, c/o Selen Finance, LP, Attn: Bankruptcy dept, 9990 Richmond Avenue Suite 400, South Houston, TX 77042-4546
15128796	+ Email/PDF: pa_dc_claims@navient.com	Jan 16 2021 03:13:55	Sallie Mae, 1002 Arthur Drive, Lynn Haven, FL 32444-1683
15128797	+ Email/Text: bkteam@selenefinance.com	Jan 16 2021 02:50:00	Selene Finance, PO Box 422039, Houston, TX 77242-4239
15130236	+ Email/PDF: gecsedl@recoverycorp.com	Jan 16 2021 03:15:22	Synchrony Bank, c/o of PRA Receivables Management, LLC, PO Box 41021, Norfolk, VA 23541-1021
15128803	+ Email/PDF: gecsedl@recoverycorp.com	Jan 16 2021 03:12:20	Wal-Mart Discover, PO Box 960024, Orlando, FL 32896-0024

TOTAL: 27

BYPASSED RECIPIENTS

The following addresses were not sent this bankruptcy notice due to an undeliverable address, *duplicate of an address listed above, *P duplicate of a preferred address, or ## out of date forwarding orders with USPS.

Recip ID	Bypass Reason	Name and Address
cr		Community Loan Servicing, LLC
cr		Nationstar Mortgage LLC d/b/a Mr. Cooper et al
cr		THE HUNTINGTON NATIONAL BANK
15128767		Dell Preferred Account, Payment Processing Center, PO Box 6403
cr	*+	Duquesne Light Company, c/o Bernstein-Burkley, P.C., 707 Grant Street, Suite 2200, Gulf Tower, Pittsburgh, PA 15219-1945

TOTAL: 4 Undeliverable, 1 Duplicate, 0 Out of date forwarding address

NOTICE CERTIFICATION

I, Joseph Speetjens, declare under the penalty of perjury that I have sent the attached document to the above listed entities in the manner shown, and prepared the Certificate of Notice and that it is true and correct to the best of my information and belief.

Meeting of Creditor Notices only (Official Form 309): Pursuant to Fed .R. Bank. P.2002(a)(1), a notice containing the complete Social Security Number (SSN) of the debtor(s) was furnished to all parties listed. This official court copy contains the redacted SSN as required by the bankruptcy rules and the Judiciary's privacy policies.

Date: Jan 17, 2021

Signature: /s/Joseph Speetjens

CM/ECF NOTICE OF ELECTRONIC FILING

The following persons/entities were sent notice through the court's CM/ECF electronic mail (Email) system on January 15, 2021 at the address(es) listed below:

Name	Email Address
Anthony T. Kovalchick	on behalf of Creditor Dep't of Revenue Office of Attorney General akevalchick@attorneygeneral.gov
Ashleigh Levy Marin	on behalf of Creditor Citibank N.A., as Trustee for CMLTI Asset Trust amarin@feinsuch.com, pabankruptcy@feinsuch.com

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Brian Nicholas

on behalf of Creditor Bayview Loan Servicing LLC bnicholas@kmlawgroup.com

Brian C. Thompson

on behalf of Debtor Martin J Viale bthompson@ThompsonAttorney.com
blemon@thompsonattorney.com;mgillespie@thompsonattorney.com;bthompson@ecf.courtdrive.com;jgorze@thompsonattorney.
com;jcastello@thompsonattorney.com;kbelko@thompsonattorney.com

Brian C. Thompson

on behalf of Joint Debtor Donna M. Viale bthompson@ThompsonAttorney.com
blemon@thompsonattorney.com;mgillespie@thompsonattorney.com;bthompson@ecf.courtdrive.com;jgorze@thompsonattorney.
com;jcastello@thompsonattorney.com;kbelko@thompsonattorney.com

Jeffrey R. Hunt

on behalf of Creditor Township of West Deer jhunt@grblaw.com cnoroski@grblaw.com

Jeffrey R. Hunt

on behalf of Creditor County of Allegheny jhunt@grblaw.com cnoroski@grblaw.com

Keri P. Ebeck

on behalf of Creditor Duquesne Light Company kebeck@bernsteinlaw.com jbluemle@bernsteinlaw.com

Kristen D. Little

on behalf of Creditor Nationstar Mortgage LLC d/b/a Mr. Cooper et al pakb@logs.com klittle@logs.com;logsecf@logs.com

Lorraine Gazzara Doyle

on behalf of Creditor Fay Servicing LLC as servicer for Citibank, N.A., as trustee for CMLTI Asset Trust lorraine@mvrlaw.com,
diane@mvrlaw.com;bankruptcy@friedmanvartolo.com

Michael John Clark

on behalf of Creditor Nationstar Mortgage LLC d/b/a Mr. Cooper et al pakb@logs.com

Office of the United States Trustee

ustpregion03.pi.ecf@usdoj.gov

Ronda J. Winnecour

cmecf@chapter13trusteewdpa.com

S. James Wallace

on behalf of Creditor Peoples Gas Company LLC f/k/a Peoples TWP LLC ecfpeoples@grblaw.com,
PNGbankruptcy@peoples-gas.com

Sindi Mncina

on behalf of Creditor U.S. Bank National Association smncina@rascrane.com

Thomas Song

on behalf of Creditor Bayview Loan Servicing LLC pawb@fedphe.com

Wade T. Doerr

on behalf of Creditor THE HUNTINGTON NATIONAL BANK wdoerr@bdblaw.com

TOTAL: 17